Reserved

HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 551 of 2002 (SB)

Kranti Kumar ..... Petitioner

Versus

State of Uttaranchal & others ..... Respondents

Sri C.D. Bahuguna, Advocate for the petitioner
Standing Counsel of Uttaranchal and Standing Counsel of U.P. for the respondents.

Dated: August 25, 2004

Hon. Rajesh Tandon J.
Hon. P.C. Pant J.

Delivered by Hon. Rajesh Tandon J.

Heard the learned counsel for the parties at length.

By the present writ petition the petitioner has prayed for the issue of a writ of mandamus directing the respondent no.1 and 2 to relieve the petitioner from the Primary Health Centre, Hawalbag, District Almora and permit him to join in the services under the Directorate of National Program, Monitoring and Evaluation, under the Ministry of Medical and Health Services of the State of U.P.

The learned counsel for the petitioner has submitted that Division Bench of this Court on 25th March 2004 in W.P. No. 4446 (S/S) 2001 Ashok Kumar & others vs. State and others alongwith bunch of writ petitions has resolved the same controversy raised by the petitioners and the case of the present petitioners is squarely covered by the decision of the Division Bench of this Court, therefore, this writ petition may be disposed of in terms of the writ petition no. 4446 (S/S) 2001. Counsel for the petitioner has further confined his argument that the petitioner is ready to move representation afresh before the authorities concerned, therefore, the authorities may be directed to consider the same within a period of one week. The respondents have not raised any objection at this stage before the Court.

In view of the aforesaid statement, the writ petition is decided in terms of the writ petition no. 4446 (SS) 2001 decided on 25th March 2004. Liberty is given to the petitioner to move representation afresh before the authorities concerned who shall decide the same expeditiously within a period of two months from the date of production of certified copy of this order. Writ petition is disposed of accordingly.

(P.C. Pant J.) **(Rajesh Tandon J.)**

25.8.2004

*Dhyani